

SUPREME COURT OF ILLINOIS

COURT CONVENED AT 9:30 A.M., MONDAY, SEPTEMBER 13, 2010

THE FOLLOWING ANNOUNCEMENT IS MADE:

MISCELLANEOUS RECORD

M.R. 18368 - In re: Electronic Access and Electronic Filing of Court Records.

20th Judicial Circuit, St. Clair County

Until further order of the Court and pursuant to the Court's general administrative and supervisory authority, it is hereby ordered that, effective immediately and for a period of two years thereafter, the 20th Judicial Circuit, St. Clair County is approved as a pilot site for the implementation of Electronic Filing in a manner consistent with this Court's Policy for Implementation of an Electronic Filing Pilot Project in the Illinois Courts. Regarding Signatures, Time of Filing, and Electronic Service, it is further ordered:

1. Signatures

(a) Each electronically filed document, including every pleading, motion, and other paper, shall bear a facsimile or typographical signature of the attorney, or pro se party, authorizing such filing, and shall be deemed to have been signed by the individual identified. In the absence of a facsimile or typographical signature, any document electronically filed with a user identification and password issued by an authorized provider, shall be deemed to have been signed by the holder of the user identification and password.

(b) Documents containing signatures of third parties may be filed electronically. They shall bear a facsimile or typographical signature.

(c) Signatures as defined in subparagraphs (a) and (b) above satisfy Supreme Court Rules and statutes regarding original signatures, and give rise to the application of available sanctions when appropriate.

(d) Electronic filing does not remove the need for signed original documents. The original signed documents that have been electronically filed pursuant to subparagraphs (a) and (b) above, shall be maintained and preserved by the filing party until at least one year following the completion of the appellate process, and shall be made available pursuant to order of Court.

(e) Where a Clerk is required to endorse a document, the typed name of the Clerk affixed by the Clerk, shall be deemed to be the Clerk's signature on the electronic document.

(f) Anyone filing an electronic document that requires an original signature certifies by so filing, that the original signed document is in his/her possession and bears his/her original signature.

2. Time of Filing

Regarding electronically filed cases, any document submitted electronically shall be considered filed with the Clerk of the Circuit Court upon review and acceptance by the Clerk. The transmission shall be endorsed with the Clerk's electronic file stamp setting forth both date and time. Any document submitted electronically to the Clerk's Office on a day or at a time when the Clerk's Office is not open for business shall, unless rejected by the Clerk, be file stamped as filed at the next period for which the Clerk's Office is open to receive conventional filings. This file stamp shall be merged with the electronic document and shall be visible when the document is printed and viewed on-line. Electronically filed documents so endorsed shall have the same force and effect as documents file stamped in the conventional manner.

3. Service on Other Parties and Counsel of Record

(a) Electronic service does not confer jurisdiction. Only documents that do not require personal service as a matter of law may be served electronically. Parties and counsel of record may consent to receive service electronically. By electronically sending a document for service, a party or counsel of record shall be deemed to have consented to receive service electronically. If the party or counsel of record has not consented to electronic service, service shall be made as otherwise provided by rule or statute.

(b) Regarding electronically filed cases, the effective date of service on other parties shall be determined in the same manner as for service by facsimile transmission pursuant to paragraph (d) of Supreme Court Rule 12.

The Administrative Office of the Illinois Courts shall provide oversight of the pilot project for the duration of the project.

Order entered by the Court.

THE FOLLOWING MOTIONS WERE PRESENTED AND ORDERS WERE ENTERED AS INDICATED:

ADVISEMENT DOCKET

No. 107783 - Donna M. Betts, petitioner, v. City of Chicago et al., respondents.

Donna Betts pro se response to the August 3, 2010 letter.

No. 107786 - Donna M. Betts, petitioner, v. City of Chicago et al., respondents.

Donna Betts pro se response to the August 3, 2010 letter.

No. 110479 - Walter J. Brzowski, petitioner, v. Gabriella Cortez, respondent.

Motion by petitioner, pro se, for leave to waive current docketing fee. Motion denied.

Order entered by Justice Burke.

PEOPLE'S DOCKET

No. 108824 - In re the Commitment of Benjamin Hernandez (People State of Illinois, appellant, v. Benjamin Hernandez, appellee).

Motion by appellee to cite additional/supplemental authority. Motion allowed.

Order entered by Justice Thomas.

No. 109623 - In re Torski C., etc. (People State of Illinois, appellant, v. Torski C., appellee).

Motion by appellee to dismiss appeal as moot owing to the July 29, 2010, legislative change in the law.

No. 110236 - People State of Illinois, appellant, v. One 1998 GMC et al., appellees.

Second motion by appellant for leave to supplement record and file an amended certificate in lieu of record instanter. Motion allowed.

Order entered by Justice Thomas.

No. 110916 - Cedric G. Hayes, movant, v. Hon. P. Scott Neville, Jr., Justice of the Appellate Court, First District, et al., etc., respondents.

Motion by movant for a supervisory order.

No. 110917 - Rickey Harmon, movant, v. Hon. Joy V. Cunningham, Justice of the Appellate Court, First District, et al., etc., respondents.

Motion by movant for a supervisory order.

No. 110937 - Matthew Smith, movant, v. Appellate Court, Fourth District, respondent.

Motion by movant for a supervisory order.

CIVIL DOCKET

No. 110170 - Helen Uldrych, Indv., etc., v. VHS of Illinois, Inc., etc., appellant (Christopher D. Joyce, etc., et al., appellees).

Motion by appellant for an extension of time for filing reply brief to and including September 16, 2010. Motion allowed.

Order entered by Justice Burke.

No. 110859 - David Hokin, movant, v. Hon. Sanjay T. Tailor, Associate Judge of the Circuit Court of Cook County, et al., respondents.

Motion by movant to change the caption. Motion denied as moot.

Order entered by Justice Burke.

No. 110908 - Tania Galvan, movant, v. Hon. Eugene G. Doherty, Judge for the Seventeenth Judicial Circuit, et al., etc., respondents.

Motion by movant for a supervisory order.

No. 110912 - Larry S. Gragert et al., movants, v. Allstate Insurance Company, etc., et al., respondents.

Motion by movants to transfer case No. 10 L 7019, Grzych v. Gragert et al., from Cook County to Will County, and to consolidate it with Will County case No. 10 AR 470, Allstate Insurance Company, etc. v. Gragert et al.

No. 110997 - Michael L. White, etc., et al., appellants, v. Jesse White, etc., et al., appellees.

Motion by appellants, pro se, for direct appeal pursuant to Supreme Court Rule 302(b).

LEAVE TO APPEAL DOCKET

No. 110283 - People State of Illinois, petitioner, v. Malvin Washington, respondent.

Motion by petitioner to cite additional authority instant. Motion allowed.

Order entered by Justice Burke.

No. 110572 - People State of Illinois, respondent, v. William Sherrod, petitioner.

Motion by petitioner, pro se, to sua sponte vacate void conviction and for certain other relief.

No. 110718 - People State of Illinois, respondent, v. Diana Thames, petitioner.

Motion by petitioner to release impounded trial exhibits, including photographs, 911 tapes, and videotapes. Motion allowed.

Order entered by Justice Burke.

No. 110769 - People State of Illinois, respondent, v. Michael Brawn, petitioner.

Motion by petitioner for an extension of time for filing petition for leave to appeal to and including September 27, 2010. Motion allowed.

Order entered by Justice Burke.

No. 110804 - In re Adan D., a Minor (Office of the Cook County Public Guardian, respondent, v. Pedro D., petitioner).

Motion by petitioner, pro se, to appeal as an indigent and waive Court costs. Motion allowed.

Order entered by Justice Burke.

No. 110871 - Farmers Automobile Insurance Association, petitioner, v. Kassandra B. Coulson, respondent.

Motion by petitioner to voluntarily dismiss appeal. Motion allowed.

Order entered by Justice Karmeier.

No. 110947 - Maria Colella, etc., respondent, v. JMS Trucking Company of Illinois, Inc., etc., et al.
(Occidental Fire & Casualty Company et al., petitioners).

Motion by petitioners for an extension of time for filing petition for leave to appeal to and including September 30, 2010. Motion allowed.

Order entered by Justice Burke.

No. 110962 - Bruce Higgins, petitioner, v. David G. Richards, respondent.

Motion by petitioner for leave to file petition for leave to appeal instanter. Motion allowed.

Order entered by Justice Karmeier.

No. 110967 - People State of Illinois, respondent, v. Susan K. Wooten, petitioner.

Motion by petitioner for leave to file petition for leave to appeal instanter. Motion allowed.

Order entered by Justice Garman.

No. 110976 - Laura M. Schneringer, respondent, v. Michael J. Schneringer, petitioner.

Motion by petitioner for leave to file petition for leave to appeal instanter. Motion allowed.

Order entered by Justice Karmeier.

MISCELLANEOUS RECORD

M.R. 23434 - In re: Wendell Benjamin Sims. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission to withdraw petition for costs. Motion allowed.

Order entered by Justice Burke.

M.R. 23808 - In re: David Andrew Pollock. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission to withdraw petition for costs. Motion allowed.

Order entered by Justice Thomas.

M.R. 23811 - In re: James E. Hinterlong. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission to withdraw petition for costs. Motion allowed.

Order entered by Justice Kilbride.

M.R. 23831 - In re: David Mark Laz. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission to substitute counsel. Motion allowed.

Order entered by Justice Thomas.